

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT NO: 6,890,437

INVENTOR : John W. Rickett
APPLICATION NO. : 10/694,428
FILED : 10/27/03
DOCKET # : 1156.05
For: Waste Processing and Recovery System

ART UNIT: 1711
EXAMINER: Foelak, Morton
CONFIRMATION NO.: 3347

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO DENIAL OF REQUEST FOR POWER OF ATTORNEY

Sir:

In response to the above notice (mailed out on February 17, 2009) please find attached:

1. Revocation of Power of Attorney with a New Power of Attorney and Change of Correspondence Address;
2. Statement Under 37 CFR 3.73(b);
3. Copy of the Denial of Request for Power of Attorney.

As we have now complied with the requirements of 37 CFR 3.73(b), please enter the attached Revocation of Power of Attorney with a New Power of Attorney and Change of Correspondence Address.

Respectfully submitted,

WOOD & EISENBERG, PLLC

/Dan Eisenberg/

Daniel J. Eisenberg
Reg. No. 55,145

Customer Number

41471

Tel: 703-660-9217
Fax: 703-660-9218

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**POWER OF ATTORNEY
OR
REVOCATION OF POWER OF ATTORNEY
WITH A NEW POWER OF ATTORNEY
AND
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	10/694,428
Filing Date	10-27-2003
First Named Inventor	John W. Rickett
Title	Waste Processing and Recovery System
Art Unit	1/11
Examiner Name	Forlak, Morton
Attorney Docket Number	1136.05

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint Practitioner(s) associated with the following Customer Number as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

41471

OR

☐ I hereby appoint Practitioner(s) named below as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

Practitioner(s) Name	Registration Number

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

☐ Firm or Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Applicant/Inventor.

OR

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) (Form PTO/SB/06) submitted herewith or filed on _____ attached

SIGNATURE of Applicant or Assignee of Record

Signature

Name

Jack J. Henthaler

Date

1-25-09

Telephone

574-250-3089

Title and Company

Member Manager, Down to Earth JV, LLC

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of one (1) forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Densified Solutions, LLC

Application No./Patent No.: 6890437

Filed/Issue Date: 05-10-2005

Titled: WASTE PROCESSING AND RECOVERY SYSTEM

Down to Earth JV, LLC

a Limited Liability Company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in
(The extent (by percentage) of its ownership interest is _____ %), or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)
the patent application/patent identified above, by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 022117, Frame 0429 or for which a copy therefore is attached

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows.

1. From _____ To _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____ Frame _____ or for which a copy thereof is attached

2. From _____ To _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____ Frame _____ or for which a copy thereof is attached.

3. From _____ To _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____ Frame _____ or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/s/ dan eisenberg/
Signature

Reg. No. 55,145

03/03/2009
Date

Daniel Eisenberg

Reg. Patent Attorney

Printed or Typed Name

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/694,428	10/27/2003	John W. Rickett	ZM142/02001-DIV

CONFIRMATION NO. 3347



OC000000034591924

27868

JOHN F. SALAZAR
 MIDDLETON & REUTLINGER
 2500 BROWN & WILLIAMSON TOWER
 LOUISVILLE, KY 40202

Cc: WOOD AND EISENBERG, PLLC
 6911 RICHMOND HIGHWAY
 SUITE 403
 ALEXANDRIA, VA 22306

Date Mailed: 02/17/09

DENIAL OF REQUEST FOR POWER OF ATTORNEY

The request for Power of Attorney filed 02/12/09 is acknowledged. However, the request cannot be granted at this time for the reason stated below.

- ☐ The revocation is not signed by the applicant, the assignee of the entire interest, or one particular principal attorney having the authority to revoke.
- ☒ The Power of Attorney is from an assignee and the Certificate required by 37 CFR 3.73(b) has not been received.
- ☐ The person signing for the assignee has omitted their empowerment to sign on behalf of the assignee.
- ☐ The inventor(s) is without authority to appoint attorneys since the assignee has intervened as provided by 37 CFR 3.71.
- ☐ The signature(s) of _____, a co-inventor in this application, has been omitted. The Power of Attorney will be entered upon receipt of confirmation signed by said co-inventor(s).
- ☐ The person(s) appointed in the Power of Attorney is not registered to practice before the U.S. Patent and Trademark Office.

Questions relating to this Notice should be directed to the Application Assistance Unit.

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101